



IN THE CLAIMS

Please amend the claims as follows:

1-39. (Cancelled)

40. (Original) An assembly for implantable medical devices, the assembly comprising:

a first generally U-shaped capacitor having first and second leg portions and a middle portion joining the first and second leg portions, with the first and second leg portions oriented in a common direction relative the middle portion and spaced apart to define a first open region;

a second generally U-shaped capacitor placed adjacent the first U-shaped capacitor, the second U-shaped capacitor having first and second leg portions and a middle portion joining the first and second leg portions, with the middle portion of the second capacitor adjacent the middle portion of the first capacitor and the first and second leg portions of the second capacitor oriented in the common direction and spaced apart to define a second open region;

a medical-device component positioned at least partly within the first and second open regions.

41. (Original) The assembly of claim 40, wherein the medical-device component includes a battery.

42. (Original) An implantable medical device comprising the assembly of claim 40.

43. (New) The assembly of claim 40, wherein the first capacitor is located within a first conductive case and the second capacitor is located within a second conductive case.

44. (New) The assembly of claim 43, wherein the first case includes a curved interior surface and the second case includes a curved interior surface.



45. (New) An assembly comprising:

a first generally U-shaped capacitor including a first capacitor case having first and second leg portions and a middle portion joining the first and second leg portions, with the first and second leg portions spaced apart to define a first open region, the first capacitor case having a first case wall; and

a second generally U-shaped capacitor including a second capacitor case placed adjacent the first capacitor case, the second capacitor case having first and second leg portions and a middle portion joining the first and second leg portions, with the first and second leg portions of the second capacitor oriented in the common direction and spaced apart to define a second open region, the second case having a second case wall confronting the first case wall.

46. (New) The assembly of claim 45, wherein the first capacitor includes a first pair of terminals and the second capacitor includes a second pair of terminals, wherein at least one of the second pair of terminals is coupled to at least one of the first pair of terminals.

47. (New) The assembly of claim 45, wherein the first capacitor has a first nominal size and the second capacitor includes a second nominal size, with the second nominal size being different than the first nominal size.

48. (New) The assembly of claim 45, including a medical-device component positioned at least partially within the first and second open regions.

49. (New) The assembly of claim 45, wherein the first and second open regions are adjacent each other.

50. (New) The assembly of claim 45, wherein the first case and the second case are conductive.



51. (New) An assembly comprising:

an implantable monitor including a housing having an interior surface;

a first capacitor including a first case having a first edge face confronting the interior surface; and

a second capacitor including a second case having a second edge face confronting the interior surface, wherein the second edge face is set back from the first edge face to define a profile generally congruent to a profile of the interior surface.

52. (New) The assembly of claim 51, wherein the first case has a first nominal size and the second case has a second nominal size, the second nominal size being different than the first nominal size.

53. (New) The assembly of claim 52, wherein the first case has a first nominal length and the second case has a second nominal length that differs from the first nominal length.

54. (New) The assembly of claim 52, wherein the first case has a first nominal width and the second case has a first nominal width that is different from the first nominal width.

55. (New) The assembly of claim 51, wherein the first case has a first nominal size and the second case has a second nominal size, the second nominal size being the same as the first nominal size.

56. (New) The assembly of claim 51, wherein the first case and second case are adjacent each other.

57. (New) The assembly of claim 51, further comprising a third capacitor including a third case having a third edge face confronting the interior surface.

PRELIMINARY AMENDMENT

Serial Number: 10/729,424

Filing Date: December 5, 2003

Title: IMPLANTABLE HEART MONITORS HAVING FLAT CAPACITORS WITH CURVED PROFILES

Page 5
Docket No: 279.171US3



58. (New) The assembly of claim 57, wherein the third case has a nominal size which differs from the first nominal size of the first case.

59. (New) The assembly of claim 51, wherein the interior surface of the housing includes a curved surface.

60. (New) The assembly of claim 51, wherein the first capacitor includes two or more U-shaped aluminum foils and at least one U-shaped dielectric layer between two of the two or more aluminum foils.

PRELIMINARY AMENDMENT

Serial Number: 10/729,424

Filing Date: December 5, 2003

Title: IMPLANTABLE HEART MONITORS HAVING FLAT CAPACITORS WITH CURVED PROFILES

Page 6

Docket No: 279.171US3

COPY

Conclusion

Claims 1-39 are hereby cancelled and claims 43-60 are newly added. Claims 40-60 are now pending. The Applicant respectfully requests that the preliminary amendment described herein be entered into the record prior to the examination and consideration of the above-identified application. The Examiner is invited to telephone Applicant's attorney at (612) 359-3267 to facilitate prosecution of this application.

Respectfully Submitted,

MICHAEL J. O'PHELAN ET AL.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938
Minneapolis, MN 55402
(612) 359-3267

Date 8/11/04 By Peter C. Maki
Peter C. Maki
Reg. No. 42,832

CERTIFICATE UNDER 37 CFR § 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelop addressed to: Commissioner for Patents, MS: Amendment, P.O. Box 1450, Alexandria, VA 22313-1450, on this 11 day of August 2004.

Name

Pamela Suchy

Signature

Pamela Suchy